

REVIEWED

By Larisha Davis at 11:20 am, Jun 20, 2007

CLOSED, PaperDocuments

**U.S. District Court
District of Delaware (Wilmington)
CIVIL DOCKET FOR CASE #: 1:04-cv-00960-SLR
Internal Use Only**

J-Squared Inc., et al v. Motorola Inc.
Assigned to: Honorable Sue L. Robinson
Demand: \$0
Related Case: [1:06-cv-00114-SLR](#)
Cause: 28:1332 Diversity-Breach of Contract

Date Filed: 08/20/2004
Date Terminated: 10/27/2006
Jury Demand: Plaintiff
Nature of Suit: 190 Contract: Other
Jurisdiction: Diversity

Plaintiff

J-Squared Technologies Inc.
a Canadian corporation

represented by **David A. Felice**
Cozen O'Connor
Chase Manhattan Centre
1201 North Market St., Suite 1400
Wilmington, DE 19801
(302) 295-2000
Fax: (302) 295-2013
Email: dfelice@cozen.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Sean J. Bellew
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1201 North Market St., Suite 1400
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Plaintiff

**J-Squared Technologies (Oregon)
Inc.**
an Oregon corporation

represented by **David A. Felice**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Sean J. Bellew
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

V.

Defendant













Motorola Inc.
a Delaware corporation

represented by **William W. Bowser**
 Young Conaway Stargatt & Taylor,
 LLP
 The Brandywine Building
 1000 West Street, 17th Floor
 P.O. Box 391
 Wilmington, DE 19899-0391
 (302) 571-6601
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ATTORNEY TO BE NOTICED













Date Filed	#	Docket Text
08/20/2004	1	COMPLAINT filed. Magistrate Consent Notice to Pltf. FILING FEE \$ 150.00 RECEIPT # 136720 (els) (Entered: 08/23/2004)
08/20/2004		DEMAND for jury trial by J-Squared Inc., J-Squared (Oregon) (els) (Entered: 08/23/2004)
08/20/2004		SUMMONS(ES) issued for Motorola Inc. (els) (Entered: 08/23/2004)
08/23/2004	2	RETURN OF SERVICE executed as to Motorola Inc. 8/20/04 Answer due on 9/9/04 for Motorola Inc. (dab) (Entered: 08/23/2004)
08/31/2004	3	Disclosure Statement pursuant to Rule 7.1 by J-Squared Inc., J-Squared (Oregon) (dab) (Entered: 08/31/2004)
09/01/2004	4	CASE assigned to Judge Sue L. Robinson . Notice to all parties. (rjb) (Entered: 09/01/2004)
09/10/2004	5	NOTICE of attorney appearance for Motorola Inc. by William W. Bowser (fmt) (Entered: 09/10/2004)
09/10/2004	6	MOTION by Motorola Inc. with Proposed Order for Richard A. Halloran, Esquire to Appear Pro Hac Vice (fmt) (Entered: 09/10/2004)
09/10/2004	7	MOTION by Motorola Inc. with Proposed Order for Randy S. Papetti, Esquire to Appear Pro Hac Vice (fmt) (Entered: 09/10/2004)

		01/18/2006)
01/18/2006	70	NOTICE to Take Deposition of Steve Bloome on Thursday, February 2, 2006, 2 p.m., by Motorola Inc..(Bowser, William) (Entered: 01/18/2006)
01/18/2006	71	NOTICE to Take Deposition of Jeffrey Gibson on Tuesday, January 31, 2006, 9 a.m., by Motorola Inc..(Bowser, William) (Entered: 01/18/2006)
01/19/2006	72	NOTICE OF SERVICE of JST's Second Set of Interrogatories Directed to Defendant, JSO's Second Set of Interrogatories Directed to Defendant; Plaintiffs' First Request for Admissions Directed to Plaintiff, and JSO's First Set of Requests for Production by J-Squared Technologies Inc., J-Squared Technologies (Oregon) Inc..(Felice, David) (Entered: 01/19/2006)
01/30/2006	73	Joint STIPULATION TO EXTEND TIME Discovery Cutoff and Expert Disclosure Deadlines to April 3, 2006, for discovery cutoff, and March 1, 2006, for expert disclosure deadline, and April 3, 2006, for rebuttal expert disclosure deadline - filed by Motorola Inc.. (Bowser, William) (Entered: 01/30/2006)
02/01/2006		SO ORDERED, re <u>73</u> Joint STIPULATION TO EXTEND TIME Discovery Cutoff and Expert Disclosure Deadlines to April 3, 2006, for discovery cutoff, and March 1, 2006, for expert disclosure deadline, and April 3, 2006, for rebuttal expert disclosure deadline filed by Motorola Inc., ReSetting Deadlines: Discovery due by 4/3/2006. Signed by Judge Sue L. Robinson on 2/1/06. (rld,) (Entered: 02/01/2006)
02/03/2006	74	NOTICE OF SERVICE of Subpoena - Avnet, Inc. by J-Squared Technologies Inc., J-Squared Technologies (Oregon) Inc.. (Attachments: # <u>1</u> Exhibit A)(Felice, David) (Entered: 02/03/2006)
02/06/2006	75	SUBPOENA Returned Executed as to Arrow Electronics, Inc. on January 31, 2005 (Attachments: # <u>1</u> Exhibit A - Subpoena and Affidavit of Service - Arrow Electronics, Inc.)(Felice, David) (Entered: 02/06/2006)
02/22/2006	76	SEALED MOTION to Compel <i>Motorola to Respond to Interrogatories and Produce Documents</i> - filed by J-Squared Technologies Inc., J-Squared Technologies (Oregon) Inc.. (Felice, David) (Entered: 02/22/2006)
02/27/2006	77	NOTICE OF SERVICE of Defendant's Response to Plaintiff J-Squared Technologies Inc.'s Second Set of Interrogatories (Nos. 21-25) by Motorola Inc..(Bowser, William) (Entered: 02/27/2006)
02/27/2006	78	NOTICE OF SERVICE of Defendant's Response to Plaintiff J-Squared Technologies (Oregon), Inc.'s Second Set of Interrogatories (Nos. 3-19 [sic]) by Motorola Inc..(Bowser, William) (Entered: 02/27/2006)
02/27/2006	79	NOTICE OF SERVICE of Defendant's Response to Plaintiff's Request for Admission by Motorola Inc..(Bowser, William) (Entered: 02/27/2006)
02/27/2006	80	NOTICE OF SERVICE of Defendant's Response to Plaintiff J-Squared

		March 29, 2006 (Attachments: # 1 Exhibit A - Executed Subpoena) (Felice, David) (Entered: 04/21/2006)
04/24/2006	115	SO ORDERED, re 115 Joint MOTION for Extension of Time to <i>submit Motorola's Expert Report</i> filed by Motorola Inc. until 4/27/06. . Signed by Judge Sue L. Robinson on 4/24/06. (rld,) (Entered: 04/24/2006)
04/24/2006	117	MOTION to Consolidate Cases <i>with GL Williams v. Motorola, C.A. No. 06-114-SLR</i> - filed by J-Squared Technologies Inc., J-Squared Technologies (Oregon) Inc.. (Felice, David) (Entered: 04/24/2006)
04/24/2006	118	MOTION to Amend/Correct [1] Complaint - filed by J-Squared Technologies Inc., J-Squared Technologies (Oregon) Inc.. (Attachments: # 1 Exhibit 1 - Amended Complaint# 2 Exhibit 2-5# 3 Exhibit 6-10) (Felice, David) (Entered: 04/24/2006)
04/25/2006	119	MOTION for Protective Order <i>Precluding Certain Discovery from Third-Party GE Fanuc Automation, Inc.</i> - filed by J-Squared Technologies Inc., J-Squared Technologies (Oregon) Inc.. (Attachments: # 1 Text of Proposed Order Proposed Order# 2 Certification Pursuant to Rule 7.1.1# 3 Certification Pursuant to Rule 26(c)# 4 Exhibit 1# 5 Exhibit 2)(Felice, David) (Entered: 04/25/2006)
05/01/2006	120	MOTION for Summary Judgment - filed by Motorola Inc.. (Bowser, William) (Entered: 05/01/2006)
05/01/2006	121	OPENING BRIEF in Support re 120 MOTION for Summary Judgment filed by Motorola Inc..Answering Brief/Response due date per Local Rules is 5/15/2006. (Bowser, William) (Entered: 05/01/2006)
05/01/2006	122	SEALED APPENDIX re 121 Opening Brief in Support by Motorola Inc.. (Bowser, William) (Entered: 05/01/2006)
05/02/2006	123	NOTICE to Take Deposition of Wendy Vittori on Monday, May 8, 2006 at 11:00 a.m. by J-Squared Technologies (Oregon) Inc.. (Attachments: # 1 Certificate of Service)(Bellew, Sean) (Entered: 05/02/2006)
05/02/2006	124	NOTICE OF SERVICE of Plaintiff J-Squared Technologies (Oregon), Inc.'s Amended Responses to Defendant Motorola, Inc.'s Second Set of Requests for Admission by J-Squared Technologies Inc., J-Squared Technologies (Oregon) Inc..(Felice, David) (Entered: 05/02/2006)
05/02/2006	125	NOTICE OF SERVICE of Plaintiff J-Squared Technologies, Inc.'s Responses to Defendant Motorola, Inc.'s Second Set of Requests for Admission by J-Squared Technologies Inc., J-Squared Technologies (Oregon) Inc..(Felice, David) (Entered: 05/02/2006)
05/04/2006	126	REDACTED VERSION of 122 Appendix by Motorola Inc.. (Attachments: # 1 Appendix Redacted# 2 Appendix Redacted# 3 Appendix Redacted# 4 Appendix Redacted# 5 Appendix Redacted# 6 Appendix Redacted# 7 Appendix Redacted# 8 Appendix Redacted) (Bowser, William) Modified on 5/8/2006 (fmt,). (Entered: 05/04/2006)
05/05/2006	127	AMENDED DOCUMENT by Motorola Inc.. Amendment to 126

		Exhibit T to Motorola's Response to Plaintiffs' Motion for Protective Order# 21 Exhibit U to Motorola's Response to Plaintiffs' Motion for Protective Order# 22 Exhibit V to Motorola's Response to Plaintiffs' Motion for Protective Order# 23 Exhibit W to Motorola's Response to Plaintiffs' Motion for Protective Order)(Bowser, William) Modified on 5/15/2006 (fmt,). (Entered: 05/11/2006)
05/11/2006	 130	RESPONSE to Motion re 117 MOTION to Consolidate Cases with <i>GL Williams v. Motorola, C.A. No. 06-114-SLR</i> filed by Motorola Inc.. (Attachments: # 1 Exhibit A to Motorola's Response to Plaintiffs' Motion to Consolidate# 2 Exhibit B to Motorola's Response to Plaintiffs' Motion to Consolidate)(Bowser, William) (Entered: 05/11/2006)
05/11/2006	 131	RESPONSE to Motion re 118 MOTION to Amend/Correct [1] Complaint filed by Motorola Inc.. (Attachments: # 1 Exhibit A to Motorola's Response to Plaintiffs' Motion to Amend# 2 Exhibit B to Motorola's Response to Plaintiffs' Motion to Amend# 3 Exhibit C to Motorola's Response to Plaintiffs' Motion to Amend# 4 Exhibit D to Motorola's Response to Plaintiffs' Motion to Amend# 5 Exhibit E to Motorola's Response to Plaintiffs' Motion to Amend# 6 Exhibit F to Motorola's Response to Plaintiffs' Motion to Amend# 7 Exhibit G to Motorola's Response to Plaintiffs' Motion to Amend# 8 Exhibit H to Motorola's Response to Plaintiffs' Motion to Amend# 9 Exhibit I to Motorola's Response to Plaintiffs' Motion to Amend# 10 Exhibit J to Motorola's Response to Plaintiffs' Motion to Amend# 11 Exhibit K to Motorola's Response to Plaintiffs' Motion to Amend# 12 Exhibit L to Motorola's Response to Plaintiffs' Motion to Amend# 13 Exhibit M to Motorola's Response to Plaintiffs' Motion to Amend (Redacted)# 14 Exhibit N to Motorola's Response to Plaintiffs' Motion to Amend (Redacted)# 15 Exhibit O to Motorola's Response to Plaintiffs' Motion to Amend# 16 Exhibit P to Motorola's Response to Plaintiffs' Motion to Amend# 17 Exhibit Q to Motorola's Response to Plaintiffs' Motion to Amend# 18 Exhibit R to Motorola's Response to Plaintiffs' Motion to Amend)(Bowser, William) (Entered: 05/11/2006)
05/11/2006	  132	SEALED EXHIBITS A, C, D, F, G, H, J, K, L AND P to 129 Response to Motion by Motorola Inc. (fmt,) (Entered: 05/15/2006)
05/11/2006	  133	SEALED EXHIBITS I, M, N, Q, and R to 131 Response to Motion by Motorola Inc.. (fmt,) (Entered: 05/15/2006)
05/15/2006	 134	SUBPOENA Returned Executed as to Paul W. Pocalyko, CPA, Parente Randolph on 05/15/06 (Bowser, William) Modified on 5/15/2006 (fmt,). (Entered: 05/15/2006)
05/17/2006	 135	Supplemental RESPONSE to Motion re 118 MOTION to Amend/Correct [1] Complaint filed by Motorola Inc.. (Bowser, William) (Entered: 05/17/2006)
05/22/2006	 136	First MOTION to Strike <i>Portions of Plaintiffs' Expert Report</i> - filed by Motorola Inc.. (Attachments: # 1 Certificate of Compliance)(Bowser, William) Modified on 5/22/2006 (fmt,). (Entered: 05/22/2006)

05/22/2006	  137	SEALED EXHIBITS re 136 First MOTION to Strike <i>Portions of Plaintiffs' Expert Report</i> by Motorola Inc.. (fmt,) (Entered: 05/22/2006)
05/22/2006		CORRECTING ENTRY: the Sealed Exhibits attached to D.I. 136 have been deleted from the entry and docketed as D.I. 137 (fmt,) (Entered: 05/22/2006)
05/22/2006	 138	REDACTED VERSION of 137 Exhibit to a Document <i>Motorola's Exhibits in Support of Its Motion to Strike</i> by Motorola Inc.. (Attachments: # 1 Exhibit s A through E# 2 Exhibit F# 3 Exhibit G# 4 Exhibit s H through M# 5 Exhibit N)(Bowser, William) (Entered: 05/22/2006)
05/22/2006	 139	REPLY to Response to Motion re 119 MOTION for Protective Order <i>Precluding Certain Discovery from Third-Party GE Fanuc Automation, Inc.</i> filed by J-Squared Technologies Inc., J-Squared Technologies (Oregon) Inc.. (Felice, David) (Entered: 05/22/2006)
05/22/2006	 140	REPLY to Response to Motion re 117 MOTION to Consolidate Cases <i>with GL Williams v. Motorola, C.A. No. 06-114-SLR</i> filed by J-Squared Technologies Inc., J-Squared Technologies (Oregon) Inc.. (Felice, David) (Entered: 05/22/2006)
05/22/2006	 141	REPLY to Response to Motion re 118 MOTION to Amend/Correct [1] Complaint filed by J-Squared Technologies Inc., J-Squared Technologies (Oregon) Inc.. (Felice, David) (Entered: 05/22/2006)
05/24/2006	 142	REQUEST for Oral Argument by Motorola Inc. re 120 MOTION for Summary Judgment, 118 MOTION to Amend/Correct [1] Complaint, 119 MOTION for Protective Order <i>Precluding Certain Discovery from Third-Party GE Fanuc Automation, Inc.</i> , 117 MOTION to Consolidate Cases <i>with GL Williams v. Motorola, C.A. No. 06-114-SLR</i> . (Bowser, William) (Entered: 05/24/2006)
05/30/2006	 143	Second STIPULATION TO EXTEND TIME Answering and Reply Briefs on Motion for Summary Judgment to June 6 and June 22, 2006 - filed by J-Squared Technologies Inc., J-Squared Technologies (Oregon) Inc.. (Felice, David) (Entered: 05/30/2006)
05/30/2006		SO ORDERED, re 143 Second STIPULATION TO EXTEND TIME Answering and Reply Briefs on Motion for Summary Judgment to June 6 and June 22, 2006 filed by J-Squared Technologies Inc., J-Squared Technologies (Oregon) Inc. Set Briefing Schedule: Answering Brief due 6/6/2006.Reply Brief due 6/22/2006. Signed by Judge Sue L. Robinson on 5/30/06. (rld,) (Entered: 05/30/2006)
06/06/2006	 144	Third STIPULATION TO EXTEND TIME Deadline for Answering Brief to June 8, 2006 - filed by J-Squared Technologies Inc., J-Squared Technologies (Oregon) Inc.. (Felice, David) (Entered: 06/06/2006)
06/07/2006		SO ORDERED, re 144 Third STIPULATION TO EXTEND TIME Deadline for Answering Brief to June 8, 2006 filed by J-Squared Technologies Inc., J-Squared Technologies (Oregon) Inc., . Signed by

		Judge Sue L. Robinson on 6/7/06. (fmt,) (Entered: 06/07/2006)
06/08/2006	 145	ANSWERING BRIEF in Opposition re 120 MOTION for Summary Judgment filed by J-Squared Technologies Inc., J-Squared Technologies (Oregon) Inc..Reply Brief due date per Local Rules is 6/15/2006. (Felice, David) (Entered: 06/08/2006)
06/08/2006	 146 	SEALED EXHIBIT re 145 Answering Brief in Opposition by J-Squared Technologies Inc., J-Squared Technologies (Oregon) Inc.. (Felice, David) (Entered: 06/08/2006)
06/09/2006		(Court only) ***Deadlines terminated. (rld,) (Entered: 06/09/2006)
06/09/2006	 147	Discovery Dispute Resolution between counsel and Chief Judge Robinson dated June 7, 2006. (rld,) (Entered: 06/09/2006)
06/16/2006	 148	NOTICE of Appearance by Sean J. Bellew on behalf of all plaintiffs (Attachments: # 1 Certificate of Service)(Bellew, Sean) (Entered: 06/16/2006)
06/16/2006		(Court only) ***Attorney Sean J. Bellew for J-Squared Technologies Inc. and J-Squared Technologies (Oregon) Inc. added. (fmt,) (Entered: 06/16/2006)
06/20/2006	 149	REDACTED VERSION of 146 Exhibit to a Document /Public Version - Exhibits to Plaintiffs' Answering Brief in Opposition to Defendant's Motion for Summary Judgment by J-Squared Technologies Inc., J-Squared Technologies (Oregon) Inc.. (Felice, David) (Entered: 06/20/2006)
06/22/2006	 150	Joint STIPULATION TO EXTEND TIME for Filing of Defendant's Reply Brief in Support of Its Motion for Summary Judgment to June 29, 2006 - filed by Motorola Inc.. (Bowser, William) (Entered: 06/22/2006)
06/22/2006		SO ORDERED, re 150 Joint STIPULATION TO EXTEND TIME for Filing of Defendant's Reply Brief in Support of Its Motion for Summary Judgment to June 29, 2006 filed by Motorola Inc., Set Briefing Schedule: Reply Brief due 6/29/2006. Signed by Judge Sue L. Robinson on 6/22/06. (rld,) (Entered: 06/22/2006)
06/23/2006	 151	Order Setting Teleconference: Telephone Conference set for 6/29/2006 11:00 AM before Honorable Mary Pat Thyng. Signed by Judge Mary Pat Thyng on 6/23/2006. (cab,) (Entered: 06/23/2006)
06/29/2006	 152	REPLY BRIEF re 120 MOTION for Summary Judgment filed by Motorola Inc.. (Bowser, William) (Entered: 06/29/2006)
06/29/2006	 153	SEALED APPENDIX re 152 Reply Brief by Motorola Inc.. (Bowser, William) (Entered: 06/29/2006)
06/30/2006	 154	Joint STIPULATION TO EXTEND TIME Plaintiffs' Answering Brief and Defendant's Reply Brief to Answering Brief: June 30, 2006; Reply Brief: July 14, 2006 - filed by Motorola Inc.. (Bowser, William) (Entered: 06/30/2006)